

SB0511/333623/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 511
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 18, after “imposing” insert “certain”.

AMENDMENT NO. 2

On page 3, in line 26, strike “WHO” and substitute “OR A HOUSEHOLD THAT”.

On page 4, after line 26, insert:

“(Q) “SUBSCRIPTION AGREEMENT” MEANS A WRITTEN AGREEMENT IN WHICH A PROSPECTIVE MEMBER SUBSCRIBES TO ACQUIRE A COOPERATIVE INTEREST.”;

in line 27, strike “(Q)” and substitute “(R)”; and in line 29, after “AGREEMENT” insert “OR TO ANY PERSON THE MEMBER RENTS THE PORTION TO”.

On page 11, in line 4, strike “MEDIUM-INCOME” and substitute “MODERATE-INCOME”; strike in their entirety lines 25 through 28, inclusive, and substitute:

“(A) (1) ALL LAWS, ORDINANCES, AND REGULATIONS CONCERNING BUILDING CODES OR ZONING SHALL:

(I) HAVE FULL FORCE AND EFFECT TO THE EXTENT THAT THEY APPLY TO PROPERTY THAT IS SUBJECT TO A COOPERATIVE LIMITED EQUITY HOUSING CORPORATION REGIME; AND

(II) BE CONSTRUED AND APPLIED WITH REFERENCE TO THE OVERALL NATURE AND USE OF THE PROPERTY WITHOUT REGARD TO THE FORM OF OWNERSHIP.

(2) A LAW, AN ORDINANCE, OR A REGULATION CONCERNING BUILDING CODES OR ZONING MAY NOT ESTABLISH ANY REQUIREMENT OR STANDARD GOVERNING THE USE, LOCATION, PLACEMENT, OR CONSTRUCTION OF ANY LAND AND IMPROVEMENTS THAT ARE SUBJECT TO THE PROVISIONS OF THIS TITLE, UNLESS THE REQUIREMENT OR STANDARD IS UNIFORMLY APPLICABLE TO ALL LAND AND IMPROVEMENTS OF THE SAME KIND OR CHARACTER NOT SUBJECT TO THE PROVISIONS OF THIS TITLE.

(B) (1) EXCEPT AS OTHERWISE PROVIDED IN THIS TITLE, A COUNTY, CITY, OR OTHER JURISDICTION MAY NOT ENACT ANY LAW, ORDINANCE, OR REGULATION THAT WOULD IMPOSE A BURDEN OR RESTRICTION ON A COOPERATIVE LIMITED EQUITY HOUSING CORPORATION THAT IS NOT IMPOSED ON ALL OTHER PROPERTY OF SIMILAR CHARACTER THAT IS NOT SUBJECTED TO A COOPERATIVE LIMITED EQUITY HOUSING CORPORATION REGIME.

(2) A LAW, AN ORDINANCE, OR A REGULATION DESCRIBED UNDER PARAGRAPH (1) OF THIS SUBSECTION IS VOID AND UNENFORCEABLE.

(3) (I) EXCEPT AS OTHERWISE EXPRESSLY PROVIDED IN THIS TITLE, THE PROVISIONS OF THIS TITLE APPLY TO THE ENTIRE STATE.

(II) ANY LAW, ORDINANCE, OR REGULATION ENACTED BY A COUNTY, CITY, OR OTHER JURISDICTION THAT IS INCONSISTENT WITH THIS TITLE IS PREEMPTED BY THIS TITLE.”;

and in line 29, strike “(B)” and substitute “(C)”.

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On page 12, in line 6, strike “2027” and substitute “2026”.